

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of  
Callister et al.

For: **OCCLUDING DEVICE AND METHOD  
OF USE**

Serial No.: 09/911,551

Filed: July 23, 2001

Atty. Docket No.: R0371-00402

) Examiner: Michael Brown  
)  
) Group Art Unit: 3764

**PETITION UNDER 37 C.F.R.  
§1.78(a)(6)(iii) FOR AMENDING AN  
APPLICATION FOR AN  
UNINTENTIONAL DELAYED PRIORITY  
CLAIM**

CERTIFICATE OF MAILING/FACSIMILE PURSUANT TO 37 C.F.R. §1.8  
I hereby certify that these papers are being sent by facsimile to (703) 872-9306, addressed to Examiner Michael Brown, at  
M/S Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 6, 2004, in San Francisco, CA.  
*Miss Marie Peavy*

Mail Stop Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby petition under 37 C.F.R. §1.78(a)(6)(iii) upon which to include priority claim of U.S. Application Serial No. 08/770,123, filed December 18, 1996 in the above-identified application. This application herein is also a continuation-in-part of U.S. application Serial No. 08/770,123. The entire delay between the date the claim to priority was due and the date of this claim was inadvertent and unintentional.

Furthermore, the fee under 37 C.F.R. 1.17(t) for this petition of \$1330 should be charged to Deposit Account No. 04-1679, referencing Atty. Docket No. R0371-00402.

Please note that concurrently for filing herewith is **Change Of Correspondence Address.**

Respectfully submitted,

By: *Edward J. Lynch*  
Edward J. Lynch  
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Attorney for Applicants

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